

Application No.: 10/670670
Docket No.: PE0673USCIP

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REMARKS

This is responsive to the Office Action, dated September 6, 2005.

The pending claims are Claims 2, 4-12, 14-17, and 19 - 22.

Claims 1, 3, 13, and 18 are cancelled. The subject matter of original claims 1 and 3 incorporated into pending Claim 2, no new matter is introduced. New independent claims, Claims 2, 11, and 20, now recite "mixtures of inorganic nanoparticles and organic nanoparticles" as recited in original claims 3, 13 and 18, respectively. No new matter is introduced. Dependency of the remaining claims have been corrected.

The Examiner's rejection is addressed below.

35 U.S.C. § 102(b)

The Examiner rejected Claims 1 – 22 has being anticipated by Hsu, PGPUB No. 2004012504, having a publication date of July 1, 2004. Applicant traverses this rejection for the reason that the pending applications is a continuation-in-part filed on September 25, 2003, well before the publication of the parent application in July of 2004. Thus, the patent publication is not available to be cited as prior art against the above referenced pending application as amended herein.

Moreover, the Examiner's observations relating to the identical nature of the claims between the pending application and Hsu, PGPUB No. 2004012504 is understood. Thusly, pending Claims 2, 4-12, 14-17, and 19 – 22 are amended and are no longer identical to the claims pending in the parent application. If necessary, and as then-appropriate, Applicant will file a terminal disclaimer once pending claims are determined to be allowed.

In respectfully submitted that in view of the foregoing, allowance, the above-referenced application is in condition for allowance and a notice of allowance for pending Claim 2, 4-12, and 14-17, and 19 – 22 is earnestly requested.

Respectfully submitted,



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